

Applicant : Audrey Minden
Serial No. : 10/693,367
Filed : October 24, 2003
Page 4 of 7 of May 22, 2008 Amendment

REMARKS

Claims 65, 67, 72 and 73 were pending in the subject application. Applicant has amended claim 65 and has amended claims 67, 72 and 73 to correct the antecedent basis. Applicant maintains that the amendment to claim 65 is fully supported by the specification of the subject application as originally filed. Specifically, support for the amendment to claim 65 may be found, *inter alia*, in the specification of the subject application as originally filed at page 1, lines 22 and 23, page 8, lines 13 and 14, page 20, lines 11 to 14, and page 24, lines 35 to 38.

Applicant has also amended the specification of the subject application to correct typographical errors in the priority paragraph.

After entry of this Amendment, claims 65, 67, 72 and 73 will be pending in the subject application.

**Confirmation Of February 15, 2008 Telephone Conference Between
The Examiner And Jeffrey Shieh**

This Amendment also confirms the February 15, 2008 telephone conference between Examiner Michael E. Szperka of the United States Patent and Trademark Office and Mr. Jeffrey C. Shieh, who was formerly of the undersigned's office. During the February 15, 2008 telephone conference, Examiner Szperka advised Mr. Shieh that amending claim 65 substantially as amended herein, and any minor formatting changes, would put the claims in condition for allowance.

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Claim Rejections Under 35 U.S.C. § 112, First Paragraph - New Matter

The Examiner indicated that the rejection of claims 65 and 67 under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the written description requirement for the recitation of new matter has been withdrawn in view of applicant's amendments to the claims which has removed the new matter from the claimed invention.

The Examiner indicated that applicant's amendments received November 5, 2007 have overcome all prior grounds of rejection. The Examiner indicated that however, these amendments have allegedly introduced the following new grounds discussed below.

Claim Rejections Under 35 U.S.C. § 112, First Paragraph - Enablement

The Examiner rejected claims 65, 67, 72 and 73 under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the enablement requirement. The Examiner acknowledged that while being enabling for antibodies that bind an epitope of SEQ ID NO:2 and block the interaction of the human PAK4 serine/threonine kinase of SEQ ID NO:2 with GTP binding proteins, said interaction between PAK4 and GTP binding proteins occurring at the GTP binding domain of human PAK4 which consists of SEQ ID NO:6, allegedly does not reasonably provide enablement for antibodies that generically bind to human PAK4 serine/threonine kinases.

In response, without conceding the correctness of the Examiner's position and in order to expedite prosecution, applicant has amended claim 65 herein. Applicant maintains that claims 65, 67,

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72 and 73, as amended herein, fully comply with the enablement requirement, as acknowledged in the February 22, 2008 Office Action.

Claim Rejections Under 35 U.S.C. § 112, First Paragraph - Written Description

The Examiner rejected claims 65, 67, 72 and 73 as allegedly failing to comply with the written description requirement. The Examiner acknowledged that a skilled artisan at the time the invention was made would reasonably conclude that while applicant was in possession of antibodies that bind epitopes within SEQ ID NO:2 and block the binding of SEQ ID NO:2 to GTP binding proteins, said binding between SEQ ID NO:2 and GTP binding proteins occurring at the PAK4 epitope of SEQ ID NO:6, applicant was allegedly not in possession of the broader genus of antibodies that bind all human PAK4 kinases.

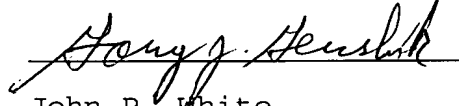
In response, without conceding the correctness of the Examiner's position and in order to expedite prosecution, applicant has amended claim 65 herein. Applicant maintains that claims 65, 67, 72 and 73, as amended herein, fully comply with the written description requirement, as acknowledged in the February 22, 2008 Office Action.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

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No fee is deemed necessary in connection with the filing of this Amendment. However, if any fee is required authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

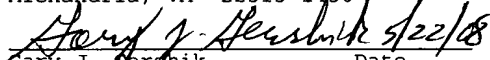
Respectfully submitted,



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